

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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ROMAN KAINZ,

Plaintiff,

-against-

BRUCE T. BERNSTEIN, RICHARD K. ABBE,
ANDREW R. HEYER, DONALD E. STOUT,
SALVATORE GIARDINA, JOHN ENGELMAN,
WILLIAM PHOENIX, ANDREW D. PERLMAN,
and XPRESSPA GROUP, INC. f/k/a Form
Holdings Corp.,

Defendants.
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USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 11/14/19

19 **CIVIL** 2499 (LLS)

JUDGMENT

It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons
stated in the Court's Memorandum & Order dated November 13, 2019, Defendants' motion for oral
argument is denied. Plaintiff's cross-motion for a partial stay is denied. Defendants' motion to
dismiss is granted, and judgment is entered dismissing the complaint.

Dated: New York, New York
November 14, 2019

RUBY J. KRAJICK

Clerk of Court

BY:

Xmarg

Deputy Clerk